

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Committee Substitute

for

Senate Bill 476

BY SENATOR TARR

[Originating in the Committee on Health and Human
Resources; reported on February 24, 2023]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §9-5-31, relating to managed care contracts; providing that the Bureau for
3 Medical Services is exempt from the requirements of the Purchasing Division with respect
4 to managed care contracts; and providing for exceptions.

Be it enacted by the Legislature of West Virginia:

ARTICLE 5. MISCELLANEOUS PROVISIONS.

**§9-5-31. Managed care organization contracts exempt from purchasing requirements;
providing for exceptions.**

1 (a) Notwithstanding any other provision to the contrary, the Bureau for Medical Services
2 is exempt from all requirements of the Purchasing Division, authorized under §5A-3-1 et seq. of
3 this code, with respect to managed care contacts.

4 (b) The Bureau for Medical Services is not exempt from the requirements of the
5 Purchasing Division, authorized under §5A-3-1 et seq. of this code, when soliciting a procurement
6 for specialized populations, to include, but not be limited to, foster care.